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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Certificate of Transmission**

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Gudrun E. Huckett
Gudrun E. Huckett, Patent Agent

**Finance Deposit Account Division
Commissioner for Patents & Trademarks
Alexandria, VA 22313 - 1450**

**Re: Deposit Account 50-1199
Gudrun E. Huckett**

LETTER REQUESTING REFUND OF INCORRECTLY CHARGED FEE AMOUNT

The undersigned in checking her deposit account statement found that a charge of \$770.00 (RCE Filing Fee - fee code 1801) was posted on 1/26/2004 in regard to **Ser. No. 09/807,410** (see enclosed copy).

It is respectfully submitted that the applicant of the above identified application claims **small entity status** as evidenced by the form PTO-1390 (copy attached) submitted at the time of entering the national stage of the above identified application. Therefore, the fee charged to the account should have been **\$385.00** for small entity.

It is therefore respectfully requested that the amount of **\$385.00** charged in excess be credited to my account immediately.

Respectfully submitted on January 26, 2004.

Gudrun E. Huckett
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GEH/statement copy/copy of PTO-1390



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Deposit Account Statement

Requested Statement Month: January 2004
Deposit Account Number: 501199
Name: GUDRUN E HUCKETT, PATENT AGENT
Attention:
Address: P O BOX 3187
City: ALBUQUERQUE
State: NM
Zip: 87190-3187

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/05	33	10604101	703094	8021	\$40.00	\$1,363.00
01/06	22	E-REPLENISHMENT		9203	-\$8,000.00	\$9,363.00
01/07	6	10249822	P6389.8USDIV	1253	\$950.00	\$8,413.00
01/09	23	10707752	A 91 892	2001	\$385.00	\$8,028.00
01/09	24	10707752	A 91 892	8021	\$40.00	\$7,988.00
01/09	130	10752563	1.272.PCTUS.CON	2001	\$385.00	\$7,603.00
01/09	195	10604101	703094	2051	\$65.00	\$7,538.00
01/14	40	10707807	P7341.6US	1001	\$770.00	\$6,768.00
01/20	5	10471828	03 181	2617	-\$65.00	\$6,833.00
01/20	31	10604823	EP0201365	8021	\$40.00	\$6,793.00
01/21	229	10249599		1501	\$1,330.00	\$5,463.00
01/21	230	10249599		1504	\$300.00	\$5,163.00
01/21	231	10070906	6253.ZI	2501	\$665.00	\$4,498.00
01/21	241	10069843	S17P01US	2501	\$665.00	\$3,833.00
01/22	3	10057292	P6588.3US	1253	\$950.00	\$2,883.00
01/22	4	10057292	P6588.3US	1202	\$54.00	\$2,829.00
01/26	7	09807410		1801	\$770.00	\$2,059.00
01/26	237	10604823	EP0201365	2051	\$65.00	\$1,994.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$1,403.00	\$7,474.00	\$8,065.00	\$1,994.00	

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PTO/SB/50 (05-03)

Approved for use through 04/30/2003. OMB 0561-0031
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Request For Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/807,410
	Filing Date	4/19/2001
	First Named Inventor	Gisela Schon
	Art Unit	3636
	Examiner Name	Stephen A. Vu
	Attorney Docket Number	SCHON-1

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
 - ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ☐ Other _____
 - ☒ Enclosed
 - ☒ Amendment/Reply - 16 pages incl. 4 drawing sheets
 - ☐ Affidavit(s)/Declaration(s)
 - ☐ Information Disclosure Statement (IDS)
 - ☐ Other _____
- Miscellaneous**
 - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17 (i) required)
 - ☒ Other Power of Attorney and Correspondence Address Indication Form PTO/SB/61
- Fees** The RCE fee under 37 CFR 1.17 (e) is required by 37 CFR 1.114 when the RCE is filed.
 - ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 501199
 - ☒ RCE fee required under 37 CFR 1.17 (e)
 - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
 - ☒ Other Any Additional Fees Required Under 37 CFR Sections 1.16 and 1.17
 - ☐ Check in the amount of \$ _____ enclosed
 - ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Gudrun E. Hockett	Registration No. (Attorney/Agent)	35747
Signature	<i>Gudrun E. Hockett</i>	Date	1/13/04

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below at Fax No. 703-872-9306 (total copies in this transmission: 18).

Name (Print/Type)	Gudrun E. Hockett	Date	1/13/04
Signature	<i>Gudrun E. Hockett</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9189 and select option 2.

Adjustment Date: 02/02/2004 SDIRETA1
01/26/2004 PFARRIER 00000005 501199 09807410
01 FC:1601 770.00 CR

PAGE 1/18 * RCVD AT 1/13/2004 12:09:51 PM [Eastern Standard Time] * SVR:USPTO-EFXXF/1/1 * DNS:8729306 * CSID:492022570372 * DURATION (mm-ss):05-14

02/02/2004 SDIRETA1 00000007 501199 09807410

01 FC:2601 365.00 DA

JC03 Rec'd PCT/PTO 19 APR 2001

U.S. AND FOREIGN PATENT APPLICATION NO. 097/807410		INTERNATIONAL APPLICATION NO. PCT/DE 99/03352		ATTORNEY'S DOCKET NUMBER	
21. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1000.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$860.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT =				CALCULATIONS PTO USE ONLY \$ 860.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	- 20 =		x \$18.00	\$	
Independent claims	4 - 3 =	1	x \$80.00	\$ 80.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			- \$270.00	\$ 270.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 1,210.00	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ - 605.00	
SUBTOTAL =				\$ 605.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$ 605.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$	
TOTAL FEES ENCLOSED =				\$ 605.00	
				Amount to be refunded:	\$
				charged:	\$
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. _____. A duplicate copy of this sheet is enclosed. d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO Gisela Schon Mittelstrasse 51 D- 52379 Langerwehe Germany					
				SIGNATURE	Gisela Schon
				NAME	
				REGISTRATION NUMBER	

FORM PTO-1290 (REV. 11-2000) 2 of 2